

REMARKS

Claims 1-12 are pending in the application. It is gratefully acknowledged that Claims 1-7 have been allowed.

The Examiner has rejected Claims 11 and 12 under 35 U.S.C. §102(b) as being anticipated by Cline (U.S. Patent 4,903,298).

The Examiner has provisionally rejected Claims 8-12 on the ground of nonstatutory obviousness-type double patenting (ODP) over claim of copending Application No. 11/140,209.

Please cancel Claims 11 and 12. No new matter has been added.

Regarding the rejection of Claims 11 and 12 under §102(b), the Examiner states that Cline anticipates each and every feature of the claim. Claims 11 and 12 have been cancelled, thus rendering the rejection moot.

Regarding the provisional ODP rejections of Claims 8-10, MPEP §804.I.B.1 Nonstatutory Double Patenting Rejections states, "If a 'provisional' nonstatutory obviousness-type double patenting (ODP) rejection is the only rejection remaining in the earlier filed of the two pending applications, while the later-filed application is rejectable on other grounds, the examiner should withdraw that rejection and permit the earlier-filed application to issue as a patent without a terminal disclaimer." Since the ODP rejection is the only rejection remaining in the present, and earlier filed, application, and copending Application No. 11/140,209, i.e. the later-filed application, is rejectable on other grounds, the ODP rejection should be withdrawn herein and permit the present application to issue as a patent.

Accordingly, all of the claims pending in the Application, namely, Claims 1-10, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul V. Farrell", written in a cursive style.

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